

**Special Meeting Minutes  
Wednesday, May 20, 2009  
Meeting Scheduled Start Time: 10:00 AM**

**BOARD OF SUPERVISORS  
Maricopa County, Arizona  
(and the Boards of Directors of the Flood Control  
District, Library District, Stadium District, Improvement  
Districts, and/or Board of Deposit)**



"The mission of Maricopa County is to provide regional leadership and fiscally responsible, necessary public services to its residents so they can enjoy living in healthy and safe communities"

**Board Members**

Max Wilson, District 4, Chairman  
Fulton Brock, District 1  
Don Stapley, District 2  
Andrew Kunasek, District 3  
Mary Rose Wilcox, District 5

**County Manager**

David Smith

**Clerk of the Board**

Fran McCarroll

**Meeting Location**

Sullivan Conference Room  
301 W. Jefferson, 10th Floor  
Phoenix, Arizona 85003

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**BOARD OF SUPERVISORS**

The Board of Supervisors of Maricopa County Arizona convened in a Special Session scheduled for 10:00 AM at 11:00 AM on Wednesday, May 20, 2009, in the Sullivan Conference Room with the following members present: Max Wilson, Chairman, District 4; Fulton Brock, District 1; Andrew Kunasek, District 3; Mary Rose Wilcox, District 5. Absent: Don Stapley, Vice Chairman, District 2. Also present: Fran McCarroll, Clerk of the Board; Liz Evans, Minutes Coordinator; David Smith, County Manager; and Victoria Mangiapane, Deputy County Attorney.

**Human Services**

**1. AMENDMENT TO IGA WITH STATE OF ARIZONA, DEPARTMENT OF ECONOMIC SECURITY**

Approve Amendment No. 10 to Intergovernmental Agreement (IGA) between Arizona Department of Economic Security (ADES IGA E6306005) and Maricopa County administered by its Human Services Department (C-22-06-016-3-00), for the purpose of adjusting the cumulative reimbursement ceiling in the not-to-exceed amount of \$16,967,608.00 for the contract period July 1, 2005 through June 30, 2009 and to extend the contract term for the period of July 1, 2009 to June 30, 2010.

The Department of Human Services indirect rate for FY 2008-2009 is 15.2%. The contract allows for indirect costs at a rate of 15.2%. Of the total (\$299,670.00) decrease, subrecipient costs in the amount of (\$62,954.00) and direct pay costs of (\$162,875.00) are not subject to indirect charges. Total decrease to collectible indirect is (\$9,742.00).

The overall grant budget will be adjusted as necessary to accommodate this grant through a future reconciliation. Funds for this contract are provided by a grant from DES.

This amendment includes the following:

Decrease contract funding for the period July 1, 2008 to June 30, 2009 from: \$6,116,436.00 to \$5,816,766.00. This is a decrease of (\$299,670.00).

The cumulative reimbursement ceiling for the contract period July 1, 2005 to June 30, 2009 is revised to \$16,967,608.00

Extend the contract term for the period July 1, 2009 to June 30, 2010 (for a full contract term of July 1, 2005 to June 30, 2010). Funding in the range of \$2,146,100.00 to \$2,915,500.00 will be added in a subsequent Amendment. (C-22-06-016-3-10)

Chairman Wilson asked whether the costs for this item are one hundred percent recoverable. County Manager David Smith responded that the contract allows full recovery of the indirect costs.

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Kunasek  
Ayes: Kunasek, Brock, Wilcox, Wilson  
Absent: Stapley

**2. INTERGOVERNMENTAL AGREEMENT WITH THE SCOTTSDALE UNIFIED SCHOOL DISTRICT FOR THE USE OF CLASSROOM SPACE**

Approve and execute Lease No. P50125 with the Scottsdale Unified School District (SUSD). This term of this Lease Agreement is for four (4) weeks, from June 1, 2009 to June 30, 2009. The use of classroom and playground facilities are located at 6535 East Osborn Rd., Scottsdale, Arizona, and is to be used to provide a pre-Kinder summer program by SUSD for those children enrolled in the Maricopa County's Head Start program at this location. (C-22-09-147-1-00)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Kunasek  
Ayes: Kunasek, Brock, Wilcox, Wilson  
Absent: Stapley

**Public Works**

**3. INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA REGARDING THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) FUNDS FOR BUSH HIGHWAY PROJECT**

Approve an intergovernmental agreement (IGA) with the State of Arizona, and Maricopa County regarding the acquisition and distribution of federal American Recovery and Reinvestment Act of 2009 (ARRA) funds for the use and benefit of Maricopa County to construct the Bush Highway transportation project. The IGA will be in effect from the date of recording by the Secretary of State and will remain in effect until the terms of the IGA are satisfied. State of AZ IGA No. 09-0401.

Authorize the acceptance of an amount not-to-exceed \$750,000 in federal funds (federal-aid highway funding) awarded to the Maricopa County Department of Transportation (MCDOT) through the ARRA, as authorized by the Arizona Department of Transportation (ADOT) and the Federal Highway Administration (FHWA).

Authorize the use of \$750,000 in federal funding for the Bush Highway transportation project, which involves the paving of existing roadway shoulders and the addition of a bicycle lane on each side of the roadway over a distance of approximately 4.3 miles in the Tonto National Forest.

On March 10, 2009, funds from the American Recovery and Reinvestment Act of 2009 were awarded to Arizona for eligible transportation projects. A portion of the state's funding is being sub-allocated to local governments for Transportation Enhancement projects via ADOT.

Maricopa County's Bush Highway transportation project was selected by the Arizona Transportation Board to receive ARRA Transportation Enhancement funding in the amount of \$750,000. The estimated total project cost is \$1,117,817. The ARRA funds are established at the capped amount of \$750,000, and the balance of \$367,817 is to be funded with County funds.

This issue is time-sensitive because the Bush Highway project has many environmentally-related construction date restrictions; consequently, the only realistic period during which MCDOT can construct the entire 4.3 mile project is between September 9, 2009 and December 1, 2009, unless the project is postponed for approximately one year. To accomplish the desired schedule in 2009, MCDOT would need to have the project advertised, bid and awarded to a contractor no later than end of June 2009. However, this ARRA-specific IGA must be executed before MCDOT can receive authorization from ADOT and FHWA to advertise the project and begin soliciting bids.

The balance of \$367,817 that is required to complete the funding requirement for the Bush Highway project is budgeted in the Transportation Capital Projects Fund (234), Dust Mitigation Project (DMIT), Job Number T126, Bush Highway: Usery Pass Road to Stewart Mountain Dam Road.

The Department of Transportation's indirect rate for FY 2008-09 OR FY 2009-10 is 19.7%. The grant does not allow for indirect costs. Supervisory District No(s): Project in District 2; benefits county-wide (C-91-09-176-M-00)

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Kunasek  
Ayes: Kunasek, Brock, Wilcox, Wilson  
Absent: Stapley

#### **4. EXECUTIVE SESSION**

Vote to convene in Executive Session to consider the items on the Special Executive Agenda dated May 20, 2009, pursuant to the statutory authority listed for each item.

Motion to approve by: Supervisor Brock, Seconded by: Supervisor Kunasek  
Ayes: Kunasek, Brock, Wilcox, Wilson  
Absent: Stapley

**MEETING ADJOURNED**

After discussion of the Executive Agenda items and there being no further business before the Board, the meeting was adjourned.

ATTEST:

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Max W. Wilson, Chairman of the Board

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Fran McCarroll, Clerk of the Board

## **STADIUM DISTRICT**

The Board of Directors of the Stadium District convened in Special Session scheduled for 10:00 AM at 11:00 AM on Wednesday, May 20, 2009, in the Sullivan Conference Room with the following members present: Max Wilson, Chairman, District 4; Fulton Brock, District 1; Andrew Kunasek, District 3; Mary Rose Wilcox, District 5. Absent: Don Stapley, Vice Chairman, District 2. Also present: Fran McCarroll, Clerk of the Board; Liz Evans, Minutes Coordinator; David Smith, County Manager; and Victoria Mangiapane, Deputy County Attorney.

### **S-1. PARTICIPATION IN THE CITY OF PHOENIX JEFFERSON STREET MASTER SIGN PLAN**

Approve the Stadium District's participation in the Jefferson Street Master Sign Plan (the "Master Sign Plan"), which is proposed under the City of Phoenix Downtown Core Zoning District's sign regulations.

Authorize the inclusion of the Stadium District's Chase Field property in the Jefferson Sub Area proposed under the Master Sign Plan.

Authorize the execution of the documents necessary to effectuate these actions.

The Master Sign Plan proposes a master plan for commercial signage that would be permissible and encouraged in the downtown Phoenix area. The proposed boundaries include areas around Jefferson Street between First Avenue and Seventh Street and include the new CityScape mixed use development, US Airways Arena, Chase Field and the Phoenix Convention Center. The area is referred to in the Master Sign Plan as the "Jefferson Sub Area." The Master Sign Plan addresses the kinds of signage that is permissible under City zoning within the Jefferson Street Sub Area; the plan does not require that such signage be installed. (C-68-09-008-M-00)

Julie Schweigert, Director, Stadium District, explained the City of Phoenix made some changes to their sign regulations under their Master Sign Plan. The plan allows commercial entities with 10 or more acres expanded signage permissions. She said the proposed boundaries include the US Airways Arena, Chase Field, the Convention Center and the new CityScape, referred to as the "Jefferson Sub Area." Ms. Schweigert indicated that the sub area plan must be approved by the City of Phoenix and that each entity must do an individual sign plan as well.

In response to questions from the Board, Ms. Schweigert stated their contracts have indemnity clauses that hold the District harmless from liability resulting from signage. Joy Rich, Director, Planning and Development, added that every sign proposal would have to come before the Board for approval.

Motion to approve by: Director Brock, Seconded by: Director Kunasek  
Ayes: Kunasek, Brock, Wilcox, Wilson  
Absent: Stapley

**MEETING ADJOURNED**

There being no further business to come before the Board, the meeting was adjourned.

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Max W. Wilson, Chairman of the Board

ATTEST:

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Fran McCarroll, Record Keeper of the Board